ORIGINAL

No. 95-1572

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IN THE SUPREME COURT OF THE UNITED STATES

October Term, 1995

ALBERT A. ALLEN,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

On Petition for Writ of Certiorari to the
United States Court of Appeals for the Sixth Circuit

SECOND SUPPLEMENT TO
MOTION TO SUBSTITUTE THE AUTHORIZED REPRESENTATIVE
OF THE ESTATE OF ALBERT A. ALLEN AS
PETITIONER IN LIEU OF ALBERT A. ALLEN, DECEDENT

Brian G. Shannon*
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SUPREME COURT, U.S.

April 19, 1996

*Counsel of Record

SECOND SUPPLEMENT TO MOTION TO SUBSTITUTE THE AUTHORIZED REPRESENTATIVE OF THE ESTATE OF ALBERT A. ALLEN AS PETITIONER IN LIEU OF ALBERT A. ALLEN, DECEDENT

Movants Barbara Allen and Michael A. Allen again supplement the motion previously filed by Barbara Allen on March 27, 1996 in this cause to inform this Honorable Court that letters of authority have now been issued appointing Michael A. Allen as the independent personal representative of the Estate of Albert A. Allen:

1. State court probate proceedings in the Estate of Albert Allen have been initiated in the Probate Court for the County of Macomb, Michigan, upon the petition of Michael A. Allen. Albert A. Allen's will names his brother, Michael A. Allen, as personal representative and, on April 11, 1996, the Probate Court issued letters of authority appointing Michael A. Allen as the personal representative of the Estate. A true copy bearing the probate court's seal is attached as Exhibit A.

2. Under Sup. Ct. R. 35.1, movants Barbara Allen and Michael Allen request that the Estate of Albert Allen, through its authorized representative, be substituted as the petitioner in this cause. Movants are informed that the petition is scheduled to be taken up by the Court at its conference on April 26, 1996.

Wherefore Barbara Allen and Michael Allen respectfully pray that an order be entered granting the relief sought in the motion for substitution filed on March 27, 1996.

Respectfully submitted,

Brian G. Shannon*
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April 19, 1996

*Counsel of Record

Approved, SCAO

OSM CODE: LET

STATE OF MICHIGAN PROBATE COURT COUNTY OF MACOMB	LETTERS OF AUTHORITY Independent Probate	FILE NO. 96-147,893-IE

Estate of ALBERT A. ALLEN, Deceased

TO:

Name and Address

MICHAEL A. ALLEN
52511 Belle Crest
Shelby Twp., MI 48316

has been appointed independent personal representative and is granted full power and authority to collect, manage, and dispose of all of the property of the estate, and to perform all acts permitted or required by law and rule, and to do so without court supervision.

1. Independent probate has been granted in this estate.

☐ 2. The deceased died intestate.

XX 3. The last will of the deceased has been filed and admitted.

☐ 4. The estate has been reopened for _____ days.

5. These letters of authority expire July 11, 1997
15 months from date of issue or less for a reopened estate

April 11, 1996
Date

Barbara P. Camacci
Deputy Probate Register

Barbara P. Camacci

I certify that I have compared this copy with the original on file and that it is a correct copy of the original and that these letters are in full force and effect as of the date on the letters.

APR 15 1996
Date

Barbara P. Camacci
Deputy Probate Register

daw/will

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